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HIGH COURT OF CHHATTISGARH AT BILASPUR

Writ Petition (s) No. 1986 of 2007

Petitioner		Smt. Pramila Lakda, D/o Shri Chhotelal Lakda, Caste Gond, aged about 25 years, Resident of Village Parwatipur, Village Panchayat Parwatipur, Tahsil Surajpur, District Surguja (C.G.).
	Versus	
Respondents	1.	State of Chhattisgarh, Through : The Secretary, Department of Women and Child Development, D.K.S. Bhawan, Raipur (C.G.).
	2.	The Collector, Ambikapur, District Surguja (C.G.).
	3.	The District Programme Officer, Woman and Child Development, Ambikapur, District Surguja (C.G.)
	4.	The Chief Executive Officer, Janpad Panchayat Surajpur, District Surguja (C.G.).
	5.	Gram Panchayat Parwatipur, Through : The Sapanch, Village Panchayat Parwatipur, Janpad Panchayat Surajpur, District Surguja (C.G.).
	6.	Smt. Jyoti Kujur Wife of Shri Dinesh Ekka, Resident of Village Parwatipur, Janpad Panchayat Surajpur, District Surguja (C.G.)

SB: Hon'ble Mr. Justice **Satish K. Agnihotri, J**

Shri V. K. Pandey, Advocate for the petitioner.

Shri Arvind Dubey, Panel Lawyer for the respondents No. 1 to 3.

ORDER

(Passed on this 2nd day of April, 2007)

1. By this petition, the petitioner challenges the impugned order dated 25.9.2006 (Annexure P/1), whereby the respondent No.6 has been appointed on the post of Aanganbadi Worker at Anganbadi Center Talwapara, Village Panchayat Parwatipur, District – Surguja, on the ground that the appointment of the respondent No.6 is contrary to the provisions of the Anganbadi Scheme.

2. Learned counsel appearing for the petitioner submits that the respondent No.6, who has been appointed on the post of Anganbadi Worker is not eligible for appointment on the ground that her father in law is an elected

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Panch of the same village Panchayat in which she has been appointed and since the petitioner is a deserted woman, belongs to Scheduled Tribe community, she has preferential right to the selection and appointment as Anganbadi Worker in Anganbadi Centre Talwapara.

3. In view of the above, without expressing any opinion on facts as well as on merit, the Collector, Surguja is directed to look into the allegation made by the petitioner and pass appropriate order, in accordance with Aanganbadi Scheme and law, after affording proper opportunity of hearing.

4. The writ petition is accordingly disposed of. No order as to costs.

Sd/-
Satish K. Agnihotri
Judge